

\_\_\_\_\_  
Name

\_\_\_\_\_  
Mailing Address

\_\_\_\_\_  
City, State Zip Code

\_\_\_\_\_  
Phone Number

**Petitioner appearing without a lawyer**

**MONTANA \_\_\_\_\_ JUDICIAL DISTRICT COURT  
\_\_\_\_\_ COUNTY**

In re the Marriage of:

\_\_\_\_\_,  
Petitioner (you),

and

\_\_\_\_\_,  
Respondent (your spouse).

**Case No:** \_\_\_\_\_  
(leave blank, the clerk will complete)

**Summons and Temporary  
Economic Restraining Order  
by Clerk of Court**

**NOTICE: You are named in a family law case. The court may decide against you unless you submit a written response to the court and the Petitioner within 21 days. Read the information below.**

A petition was filed with the Clerk of District Court to dissolve your marriage and to get a final parenting plan for your children. You received a copy of the petition for dissolution with this summons. You must submit a written response within 21 calendar days. The day you are served does not count as day 1; the 21 day period starts the day after service. If the final day falls on a weekend or court holiday, you may submit your response on the next business day.

You must submit your written response with the Clerk of District Court and serve a copy of your response on Petitioner.

Forms are available for responding to a petition on the State Law Library of Montana website: [www.courts.mt.gov](http://www.courts.mt.gov).

If you do not submit a response, the court may give Petitioner everything asked for.

**MP-400 Summons and TRO DRAFT**

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**THE CLERK OF DISTRICT COURT ISSUED A TEMPORARY ECONOMIC  
RESTRAINING ORDER AGAINST BOTH PETITIONER AND RESPONDENT**

1. This Economic Restraining Order applies to both Petitioner's and Respondent's financial decisions.
2. You are limited in what you can do financially and with your property.
  - It doesn't matter if the property is yours alone or if you hold it with someone else.
  - It doesn't matter if the property is personal property (as an example, cash or furniture) or real property (as an example, a house)
3. You **may** use your property in the usual course of business and for the necessities of life and to pay reasonable attorney fees in this case.
4. You **must not**:
  - transfer, hide, sell, or in any way dispose of any property without your spouses' consent or a court order.
  - change, cancel, cash, borrow against, transfer, dispose of, change the beneficiary of any insurance or other coverage, including life, health, automobile, or disability coverage held for the benefit of a party or a child of a party for whom support may be ordered.
5. You **must**:
  - Notify the other person at least 5 business days before using your property for anything other than the necessities of life or to pay reasonable attorney fees.
  - account to the court for all spending other than the necessities of life or to pay reasonable attorney fees after you receive this restraining order.
6. This temporary restraining order is effective until court orders amends or cancels it.
7. It is a criminal offense to violate this temporary restraining order. Find this law at §§ 45-5-220 or 45-5-626, M.C.A.

DATED this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

(Seal)

\_\_\_\_\_  
Clerk of Court

By: \_\_\_\_\_  
Deputy Clerk